IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 5TH DECEMBER 2006 / 14TH AGRAHAYANA 1928

WP(C).No. 32326 of 2006(W)

PETITIONER:
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1. MITTU ALIAS
D/O PUNNACKAL VARKEY ALIAS
PUNNACKAL HOUSE
KOLENCHERY-P.O.
ERNAKULAM, PIN-682 311.

2. LYJU MATHEW
S/O MATHAI
MAPPANIYIL HOUSE
ADIMALI-P.O.
IDUKKI DISTRICT, PIN-685 561.

BY ADV. SRI.SHEJI P.ABRAHAM

RESPONDENTS:
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1. STATE OF KERALA, REP. BY THE SECRETARY,
DEPARTMENT OF LAW
SECRETARIAT
THIRUVANANTHAPURAM

2. THE MARRIAGE OFFICER
SUB REGISTRY OFFICERALUVA, ENRAKULAM DISTRICT.

3. THE SUB DIVISIONAL MAGISTRATE
FORT KOCHI, ERNAKULAM DISTRICT.

BY GOVERNMENT PLEADER SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05/12/2006, THE COURT ON 05/12/2006 DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C)NO.32326 OF 2006

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Dated this the 5th day of December 2006

JUDGMENT

Prayer in the writ petition is for direction to the 2nd respondent to solemnize the marriage and issue certificate under the Cochin Christian Civil Marriage Act, based on application submitted by the petitioners. The specific case of the 1st petitioner is that she is leaving the country day after tomorrow and a return trip for this purpose is very expensive.

Writ petition is disposed of directing the 2nd respondent to solemnize the marriage and take signature and statement wherever required from the 1st petitioner, on petitioners completing the formalities tomorrow itself and release the 1st petitioner. However, registration of marriage will be done after completing formalities and after expiry of notice period and certificate will be issued only if marriage is registered. Petitioners produce a copy of this judgment before the 2nd respondent for compliance. If marriage cannot be registered on account of any tenable reason, solemnization of it under this judgment will be of no consequence.

(Issue copy today itself)

SD/-

C.N.RAMACHANDRAN NAIR, JUDGE

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